

CSU may gain autonomy to administer budget

BY LAURA KLEINMAN
Spartan Daily Staff Writer

As Gov. Wilson's proposed 1993-94 budget continues to cut away at CSU funding, administrators continue to look for creative solutions to program access, quality and funding concerns.

"The general approach of the budget is to permit as much autonomy and flexibility as possible, so that CSU can explore new ways to manage its resources to better serve students, faculty, and staff," CSU Chancellor Barry Munitz said

during a meeting with the Board of Trustees earlier this year.

The governor has lifted a lot of what is commonly termed as "budget language," SJSU President J. Handel Evans said. "Budget language is language added to the budget by the legislature or by the governor to tell us not only how much we have that's in the budget, but how we spend it," Evans said.

The added flexibility is a much-needed freedom for the CSU as educational quality issues occupy the minds of stu-

dents and faculty alike.

"If you have a poor education, there's not much point in having one," Evans said.

Evans made the comment after ranking the importance of educational quality and access above financial aid and the price of education during a press conference Tuesday.

With regard to access, Evans said SJSU looks at how many students they can let in compared to the risk that students will not be able to obtain a reasonable num-

ber of units.

"We're going to have an enormous increase in enrollment over the next five to 10 years — 50 percent more than we have now," Evans said.

"Those students will be representative of the 'new California,' as I like to put it," Evans said. "Over 60 percent of them will be Hispanic."

The impact of enrollment increases and state funding decreases on the CSU system means SJSU and every other CSU campus will have to define their goals in

such a way as to best meet the needs of the community.

Students aren't the only people on campus facing compromises.

In his report to the Board of Trustees, Munitz said faculty also face a "trade-off between job security, compensation, and work load."

The CSU system depends on the state for 92 percent of its total budget compared to the UC system, which only

See EVANS, Page 6

Council vote approves auditor specs

BY LAURA KLEINMAN
Spartan Daily Staff Writer

In what was seen as a step in the right direction by the majority of those who attended, the San Jose City Council approved a job description for an independent police department auditor Tuesday night.

The job description proposed by the Citizen's Advisory Committee was slightly amended before being approved by the council.

A critical issue was the recommendation made by the citizens' committee to require that the candidate have a minimum of five years of investigative experience.

Opponents saw this requirement as catering the position to a former police officer or district attorney — an incumbent detrimental to the purpose of having an auditor in the first place, in the view of some.

Once this requirement was removed by the council, discussion regarding the job description flowed more smoothly.

The proposed independent police auditor position was adopted in November by the City Council after Mayor Susan Hammer came up with the resolution in lieu of establishing a citizen review board. The board is advocated by the ACLU, the Santa Clara County Bar Association and the SJSU campus-based Direct Action Alliance.

Twenty-four people, including a few SJSU students, were arrested at the November meeting when their protest disrupted the council's proceedings.

Christine A. Burdick, Santa Clara County Bar Association executive director and general counsel, along with Attorney Sam Polverino, have backed the citizen review board since the Bar Association introduced the idea to the City Council three years ago.

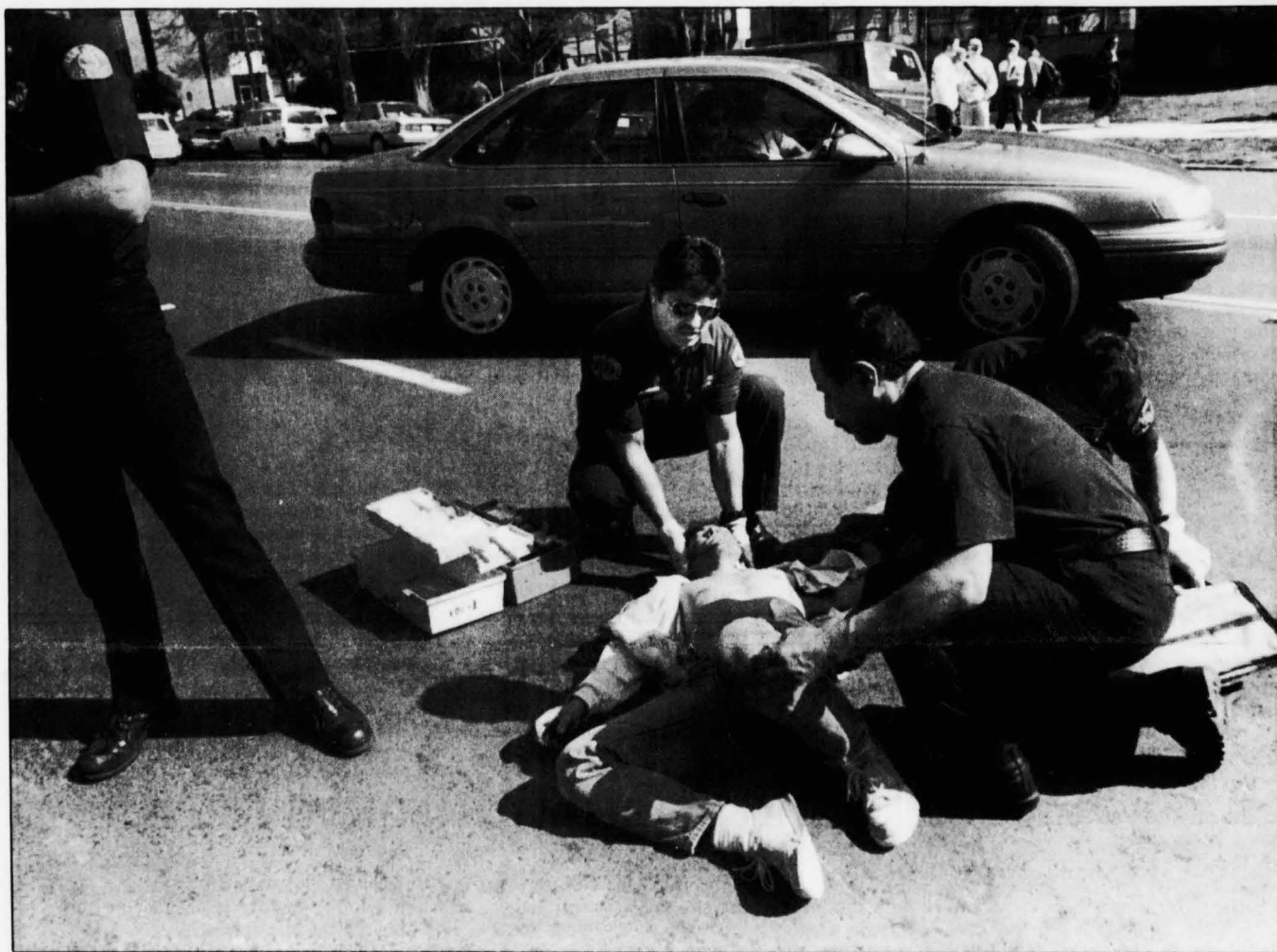
Burdick sees the auditor job description, defined by the council's advisory committee, as dependent on internal affairs for the success of position's purpose.

"The model being proposed is a model that requires the auditor to review a cold, written record that is produced by internal affairs."

Polverino said the job description lacks critical components.

"It lacks the ability for the auditor to be truly independent," Polverino said. Specifically, the position lacks the power to subpoena and directly inter-

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MATT WALLIS — SPARTAN DAILY

Medics tend to an injured bicyclist around 1:25 p.m. Wednesday who, according to witnesses, crashed into an open car door while traveling westbound on East San Fernando Street between Sixth and Seventh streets, in front of Peanuts restaurant.

Cyclist slams into car door, severely hurt

BY NICK KIRKENDALL
Spartan Daily Staff Writer

A bicyclist riding westbound on East San Fernando Street was critically injured when he crashed into an open car door in front of Peanuts restaurant at about 1:15 p.m. Wednesday.

When the bicyclist crashed, he flipped off his bike and landed on his head, said Oneyachi

Nwaobiala, a health science major who witnessed the accident.

San Jose police officers, a fire truck and an ambulance had arrived at the accident site by 1:25 p.m. Medics attended to the victim, who was semiconscious, while police questioned the car driver.

An ambulance took the victim to San Jose

Medical Center at around 1:40 p.m.

"That guy was hurt pretty bad," said A.A. Olmos, a fireman on the scene.

The name of the victim could not be released, according to a hospital spokeswoman, because his family had not yet been notified. She said he suffered a massive head injury and was in critical condition as of 5 p.m. Wednesday.

Choice in Clinton era

□ Students for Choice want pro-choice vigil to continue

BY TRACY BLAKELY
Spartan Daily Staff Writer

In its first meeting since Clinton's election, Students for Choice explained the importance of keeping a strong organization despite having a pro-choice president.

"Just because we have a pro-choice president doesn't mean we can stop," Students for Choice member Ann Garcia said at last Monday's meeting. "This is an ongoing battle."

Garcia and other members agreed a federal freedom of choice act and continued efforts to protect women and clinics from harassment are still the main goals of Students for Choice.

"We have to make sure that abortion rights stay intact,"

leader Denelle Fedor said.

The group feels a grassroots approach is the best way to achieve these goals.

"People are expecting too much out of Clinton, they think he's a bottle of penicillin," Fedor said.

"Everyone depends on our government too much in general. I just want to ask people, 'What have you done?'" group member Negar Nematollahi said.

Students for Choice wants to recruit new members in the next few weeks, believing the more people involved, the more effective the message will be.

"Sometimes people feel overwhelmed. They're pro-choice but feel intimidated," Fedor said. "Some don't want to go to the marches, but they would rather write letters (to legislators)."

King a focal point for 'Brothers'

BY TRUONG PHUOC KHANH
Spartan Daily Staff Writer

"United we stand, divided we fall," Lincoln warned a nation on the verge of disintegration. In the same vein, leaders of Striving Black Brothers and Sisters (SBBS) called on all students of color to strive for unity during an informal teach-in Tuesday night.

"Where there's no people, there's no power," said Cherice Bender, a criminal justice junior and last year's president of SBBS.

"There was a time when you could walk around campus and say 'hi' to a brother," a member said. "Now, sometimes I get a cold shoulder."

Tiffany Simpson, an undeclared freshman, asked if they were waiting for another Rodney King beating before they united.

"Or are we waiting for them

to rebuild The Gap?" she asked, alluding to looting at the clothing store last spring following the acquittals of the four L.A. police officers.

Bender invited Lou Holscher, an SJSU professor in administration of justice who is also a lawyer, to update students on the two pending trials of the King officers and the four men who beat up truck driver Reginald Denny during the L.A. civil unrest.

"People with political power tend to label revolts and rebellions as riots," Holscher said, "because that is a way to criminalize them."

"Also, a riot means it's a one-time thing," Bender added. "But a rebellion is continuous."

According to Holscher, the federal prosecutors will try to

See UNITED, Page 3



CLARKE ROBINSON — SPECIAL TO THE SPARTAN DAILY

Lewis Bundy, director of Student Development Services, challenges students, including Tiffany Simpson, left, to define "unity."

EDITORIAL

Testing on animals shows the beast inside of man

May we borrow your cat for a few arbitrary experiments? We'll only cut into its skull and stick some electrodes into its brain for experimental purposes. It is all in the name of science.

Research-and-development on animals for the well-being of the human race has gone too far.

While some experiments do, in fact, benefit the human race, many are just destroying the psychological well-being of these experimental primates.

Some animals are often housed their entire lives in cages no bigger than a shower stall.

"...(T)he regulations violate the clear and plain language of the mandate from Congress directing the secretary to promulgate minimum requirements," said U.S. District Judge Charles R. Richey, who ordered on Feb. 25 the government to stiffen its regulation for protecting research animals from abuse, according to an Associated Press story.

Each laboratory develops its own standards and enforces them, as well. Experiments used on animals that closely resemble the genetic make-up of a human are warranted in some cases, like disease and illness. But many of the experiments are done on rats, cats and other animals that have a completely different metabolism and react much differently than the human does.

These experiments, such as the ones used on cats to determine just how much anger and psychological distress they can take, are completely unnecessary.

In one psychological experiment, a cat's skull is cut open to expose the brain, usually without any pain-killer. The exposed brain is then probed with numerous electrodes. An electrical current is then pumped into the cat's brain to get a required reaction. Many times, the cat goes into fits of hissing, scratching and screaming while the current is pumped into its brain.

This unneeded experimentation accomplishes nothing. We do not benefit from knowing how much outside stimulation a cat can withstand before it goes insane.

The regulations that govern these laboratories need to be reformed and the laboratories need to be enforced by an outside source.

An attorney for the Animal Legal Defense Fund, Valerie Stanelly, said, "It is an unprecedented example of an agency just completely rolling over to the industry it regulates," speaking about the 1985 Improved Standards for Laboratory Animals Act.

An animal is a life with rights. Man should remember that a dog is supposedly his best friend.

We must become humane by conducting only the experiments needed to find cures for illnesses, not psychological experimentation.

Letters to the editor

Dark Ages emerge in newspaper print

Editor,

In response to Theodore Schmidt's article, "The weaker sex tries once again to dominate," I have to question whether or not Theodore, or may I call you Teddy, has any comprehension or reality of the male and female roles. Quite honestly Teddy, you are living in the Dark Ages as you so eloquently referred females as being created as an afterthought. You also mentioned that without woman, man would still exist, just in harmony with himself.

It sounds like you were dumped

Teddy! Get a grip on your feelings and don't generalize with all females who "want to take control of men's lives." It's obvious you're not able to control your own life, feelings or emotions by this weak and almost humorous article, written by one who is obviously not able to put things in perspective.

Whatever the case may be, your writing is not appropriate or appreciated by females.

Julie Douglas
Junior, Psychology

Shock journalism and unsound logic

Editor,

I see no problem in publishing Theodore's article, but I do have a problem with the practice of shock journalism and the publishing of bad and unsound arguments under the

umbrella of a "Daily Staff Writer."

Unfortunately, shock journalism has worked because I have just written you a letter.

Hythum Kiswani
Senior, Political Science

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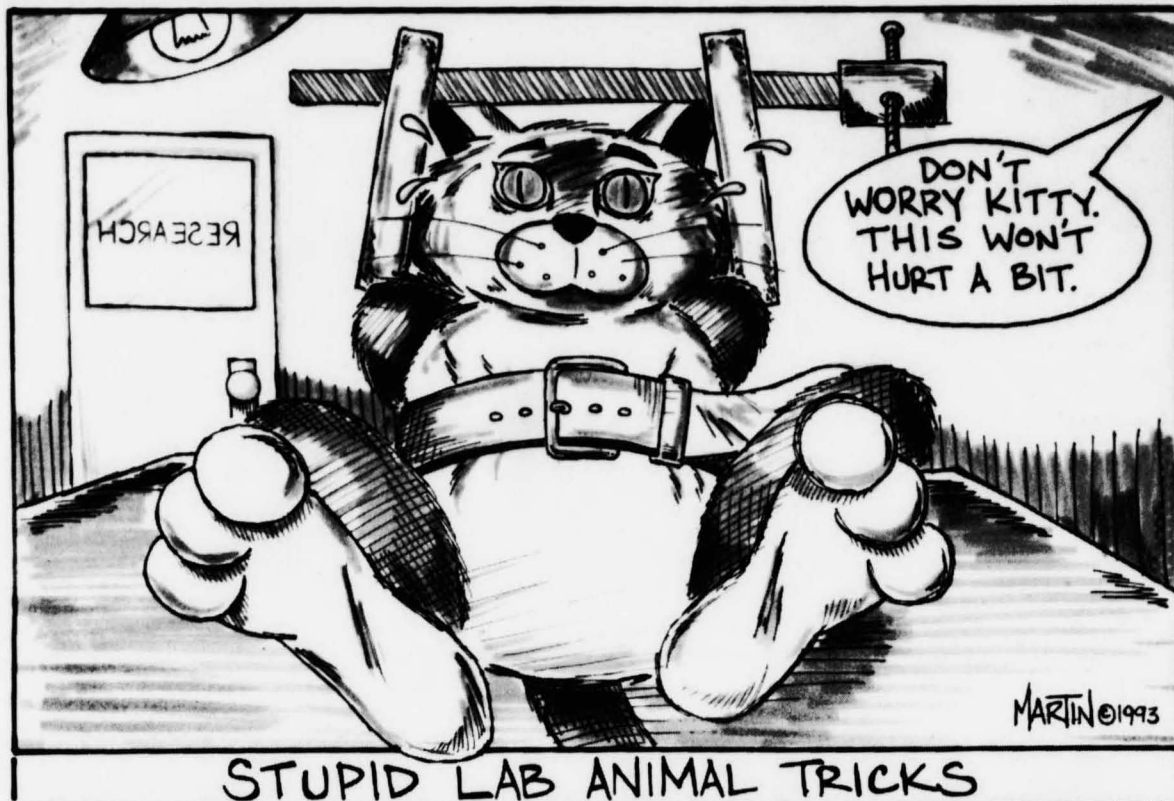
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MARTIN GEE — SPARTAN DAILY

Rich get community service, the rest get time

Well, once again the rich and the powerful seem to be judged by a whole different set of standards.

First the Savings & Loan people are allowed to slime through the hands of the judicial system, taking countless number of seniors' pensions and life savings with them. For all of that illegal activity, they were given a slap on the wrist and sentenced to serve out their time at a country club-like jail making wallets and baskets.

The new martyr for the poor, rich people whose only regret is getting his hand caught in the cookie jar is Nick Dalis. This man's name can be said in the same breath as Charles Keating, Michael

Milken and Ivan Bosky. Dalis has been found guilty of skimming some \$3.9 million in profits from the Garden City card room.

This was a crime motivated by one factor — greed. The Garden City card room makes a tremendous profit, about \$40 million a year. Wasn't all of that money enough for Dalis?

Apparently not, but it was enough to prompt some very high and mighty friends of his to write to Judge John S. McInerney to ask for no jail time for Dalis.

I am sure those same "rich and powerful" are writing letters on behalf of the thousands of others making their way through the judicial system. Judges all over the state will probably be flooded with let-

ters, Not!

If it wasn't bad enough for the rich to beg for forgiveness on behalf of this man, it looks like Judge McInerney is being influenced by all of this outpouring of crocodile sympathy for Dalis and might not sentence him to jail. Justice might be blind, but only because it has dollar signs in its eyes.

Dalis not only deserves jail time, after all skimming is just a cleaned-up word for stealing, but he deserves to be held up and made an example of how the justice system is supposed to work — evenly and fairly.

It seems like the more money a person has, the less jail time he gets for his crime(s).

I thought buying one's way out of jail only occurred in



John Perez

In The Mist

small South American countries. Dalis should serve his time like other criminals do.

John Perez is a Daily staff columnist.
His column appears every other Thursday.

Powder and paint pasted into twisted beauty

Is there no happy medium? I really hate to be a raging femi-nazi in a push-up bra, but I must.

You see, the Sports Illustrated's annual swimsuit issue is here, and the whole business about female images in mass media gets under my skin.

I've just finished watching the Home Box Office extravaganza about the creation of the whole sordid thing, the third of its kind. What really strikes me is the person in charge of all this is a middle-aged woman named Julie Campbell.

Why on earth would she subject anyone to run around Alaska wearing what resem-

bles dental floss? Gee, at least she was nice enough to let them put on big furry boots — how very attractive.

Next up on the hit list is the fashion industry in general. You'll be pleased to know the "Twiggy" look is back. Ah yes, little girls with pathetically slim frames selling overpriced clothes.

Vogue, Allure and Mademoiselle rang in the new year with high praises for their beloved gamine models. Calvin Klein likes using them (for the time being) so he can heap big gauzy hippie clothes on them. Neat-O.

What happened? Just last year millions went under the knife to get that oh-so-volup-

tuous look. Any adult woman with a grown-up body should reject this sort of manipulation.

Unfortunately, we continue to fall victim to the artifice. Sure a little powder and paint never hurt anyone; heck it's even fun sometimes. But where does the obsession stop?

There is no such thing as air-brushing people into perfection anymore. They have a computer for that now. The Scitex. Original images look nothing like what comes out of the machine.

Someone else's idea of beauty (whatever the hell that is) spews forth with smooth skin, eye-color du-jour and all other things unachievable.



Tracy Blakely

Writer's Forum

Guess what? You'll never be perfect because there is no such thing as perfect. Stop torturing yourself.

Tracy Blakely is a Daily staff writer.

Equality and intelligence not linked to gender

In response to the article, "The weaker sex tries again to dominate," written by Theodore Schmidt, I would like to say, "congratulations...well, sort of."

After reading the second paragraph of the article, my first thought was "oh no, here goes another jilted lover ranting and raving about how feminism is destroying the lives of men," wasting space with feeble chauvinism. As I read further, I began to think maybe he was serious. But his subsequent use of the Bible to support his claim made me suspicious of his intentions. Then I saw the words "Theodore Schmidt is a Daily Staff Writer" and my suspicions were confirmed.

I had been conned.

This article was merely a scam induced by the staff of the Spartan Daily to entice the female population of SJSU to read the article and, hopefully, become so indignant that they would have to take pen and paper in hand and give Schmidt a piece of their mind. Well, it worked.

Normally, I do not read the Spartan Daily nor do I tend to voice my reactions to the things that I do read. I found this article, however, to be quite intriguing. I had no idea anyone with a college education, living in the 20th century could believe that men "are the superior gender, the intelligent ones," while women are so overbearing and full of contradictions and misconduct.

Schmidt would have convinced me I was wrong and there were people right here in SJSU who hold this belief if it were not for his example from the Bible. Anyone who held such strong convictions against the "weaker sex" and believed himself to be part of the "intelligent" race would know better than to use the theory of creation to support his theory.

This has been used by many men throughout history in hopes of keeping women "in their place." Obviously, this argument has not been successful in convincing the female gender nor the male gender for that matter. Laws have been passed by men to ensure women have a place in all parts of society whether it be engineering, law, medicine,

Mary Hoang

Campus Viewpoint

politics or even domestic lives if they so desire.

So Mr. Schmidt, if you really wish to convince society you believe everything you have written and it is not merely a ploy to raise upheaval to benefit the Spartan Daily, please use a little bit more of your "superior intelligence" and provide "the weaker sex" with a more ingenious claim.

Mary Hoang
Junior, Civil Engineering

SpartaGuide

The San José State calendar

TODAY

ASPB: Jerry Brown, 11-12p.m., SU Guadalupe Room; noon SU Amphitheatre, call the RAT line at 924-6261.

AKBAYAN CLUB: Cultural Nite Dance Practice, 6:30p.m., SU Umuunum Rm., call Mike at 534-1140.

BAPTIST STUDENT MINISTRIES: Bible Study, 11:30a.m.-12:30 p.m., SU Montalvo Rm., call Steve or Kim at 294-5657.

B.A.S.E. (BLACK ALLIANCE OF SCIENTISTS AND ENGINEERS): Meeting, 6p.m., ENGR 358, call Sean at 292-7874.

CALMECA PROJECT: General Meeting, 6p.m., SU Pacheco Rm., call 279-5143.

CAMPUS MINISTRY: Dinner Fellowship, 6p.m., 300 S. 10th., call Rev. Mann 298-0204.

CAREER PLANNING AND PLACEMENT: Co-op orientation, 12:30p.m., SU Costanoan Rm.; On-Campus interview preparation, 12:30p.m., 3:30 p.m., SU Guadalupe Rm.; Wells Fargo Bank — employer presentation, 12:30-2p.m., ca; Career Resource Center at 924-6033.

FOREIGN LANGUAGE DEPT.: Lecture, "Boccaccio's Decamerone," 1:30p.m., SH 411, call Juan 924-4612.

GAY, LESBIAN AND BISEXUAL ALLIANCE: Social Gathering, 4:30-7p.m., Fred's Coffee Roasting Co., 236-2002.

GOLDEN KEY: General Meeting, 5p.m., SU Guadalupe Room, call 370-2102.

JEWISH AWARENESS MONTH: Faculty/Student reception, noon, SU Multicultural Room; Movie Night — Behind Bars, 7:30p.m., SU Costanoan Room, call Anna at 378-3037 or 379-6056.

PHYSICS DEPT.: Seminar, "Hydrogen as an Impurity in Semiconductors," 1:30p.m., Science Building 251, 924-5210.

SCHOOL OF ART & DESIGN: Student Galleries Art Shows, 10a.m.-4p.m. Art Bldg. & Indus-

trial Studies, call Marla at 924-4330.

STUDENT TEACHERS CALIFORNIA ASSOCIATION: General meeting, 12-1p.m., SH 331.

FRIDAY

ANIMANIACS: Films: Ranma 1/2, Tenchi Muyo, Gundam 0083, 3p.m., Engineering Auditorium 189, call Ronnie at 259-9134.

CENTER FOR INTERNATIONAL SPORT AND HUMAN PERFORMANCE: SJSU Martial Arts Fair: 1:30-4:30p.m., Spartan Complex 4X (Gym.)

CHINESE CAMPUS FELLOW-SHIP: Weekly meeting, 3:30-5p.m. SU Guadalupe Room, 287-9110.

DIRECT ACTION ALLIANCE: General body meeting, Peace Center, 48 South 7th (at San Fernando), call Juan at 929-7042.

FOREIGN LANGUAGE DEPT.: Career opportunities for foreign languages majors, 12:30p.m., SH120, call Juan at 924-4612.

KAPPA DELTA SORORITY: Fun and Games etc., 7-9p.m., 278 S. 10th St., call Katie at 279-9035.

LATTER DAY SAINT SAINT STUDENT ASSOCIATION: Scripture Concentration, 12:30-1:30p.m., 666 S. 7th St., 286-3313.

MUSLIM STUDENT ASSOCIATION: Meeting and Prayer, 1p.m., SU Guadalupe Rm., call Osama at 241-0850.

PHYSICS CLUB: Meeting, 11:30a.m., SCi 239, call 924-5239.

SJSU FOLK DANCE CLUB: International Folkdancing, beg. int. kolo (no partner needed), Teaching 8-9p.m., Requests 9-10:30p.m., Womans Gym 89, Spartan Complex, call Mildred at 293-1302, Lisa at 277-4799, or Ed at 287-6369.

SATURDAY

BETA ALPHA PSI: Volunteer income tax assistance, 12-4p.m. B.C. 30, call Pat Janes at 924-3492.

United

From page 1

convince the jury the officers willfully deprived King of his constitutional due process rights under the Fourteenth Amendment.

"Due process means when you're under arrest, you have a right to be treated a certain way," Holscher said.

He added, "If you're under arrest, the police can use any means necessary to secure that arrest." And if the defense shows that King was resisting arrest, then there's

probable cause and a criminal conviction will be unlikely.

"I don't think there will be a criminal conviction of the officers," Holscher said. "In the Denny case, yes."

He advised students not to be disheartened if there is no conviction. "As a result of this, you have an African-American as chief of police, though that may not be justice."

Sevander Parker, who works in Student Development Services, pointed to a difference in the King and Denny cases.

"You had Joe Citizens from the neighborhood intervening on behalf of the truck driver and up to 26 officers not intervening, who were basically saying, 'This is good the-

ater," he said.

The 20 to 25 students who attended the meeting were frustrated at the lack of communication among black student organizations on campus.

"We have to be willing to act, not just react," said Kofi Weusi-Puryear, a computer science graduate, who is arranging a system of networking to keep different groups abreast of each other's activities.

SBBS is trying to unify students of color on this campus, Bender said. "It's primarily for people of color because we're the target of discrimination, oppression and racism in our neighborhood, on this campus, and nationally," she said.

City council

From page 1

view witnesses and complainants — a critical component, Polverino said.

Set up this way, the auditor would only be able to ask questions of witnesses and receive documentation of the complaint through the existing internal affairs office.

"I think it leaves some question as to whether this is really a legitimate attempt (by the council) to produce an appropriate oversight mechanism, or whether it's just a way to stall community groups like Direction Action Alliance and hope they will go away and not press the city for a stronger review process," Burdick said.

The Direct Action Alliance boycotted Tuesday night's City Council meeting saying in a press release, "Susan Hammer, Police Chief Covarrubiaz, and the Citizens' Advisory Committee are ignorant of the community's needs."

Annie Dandavati, one of the people who served on the committee that established the guidelines for the auditor position, said that in developing the job description, input was obtained from victims of police abuse as well as from the police officers themselves.

"The auditor will be able to interview witnesses. What they are not going to be able to do is directly interview the police officers," Dandavati said. Due to the Officers' Bill of Rights, Dandavati said the auditor will have to ask questions of the officers through the Internal Affairs office personnel.

On a quarterly basis the auditor will provide information to the mayor and the City Council. These reports will provide the council with information that they will use to adjust the job description as needed when the committee reconvenes to review the position, Mann said.

ACLU Attorney John Crew, who has advocated a citizen review board, said in the last five years data provided by the city showed that out of 107 false-arrest allegations made to Internal Affairs not one of them was sustained, and out of 436 unnecessary-use-of-force allegations only nine were sustained — a sustain rate of 2 percent.

John Tennant, an attorney who spoke on behalf of the San Jose Police Officer's Association, voiced concern before the council regarding the potential infringement of an independent auditor upon a police officer's terms and conditions of employment with the city.

"We feel overall that (an auditor) is unnecessary and is a waste of the taxpayers' money, to be honest," Tennant said. Tennant, who represents officers in the disciplinary process said, "The internal affairs division is a very

effective disciplinary mechanism and gets to the bottom of cases and punishes the guilty."

"I've never seen a case covered up or white-washed," Tennant said. "I believe these (review boards and auditors) tend to polarize rather than heal police-community relations."

"When they bring this issue back in ordinance form I think there needs to be significantly more powers involved for this to have any chance of succeeding," Crew said. "They call it an independent auditor but it's not independent at all."

After the incumbent for the auditor's position has been in place for one year, the City Council will review the success of the position and make any changes necessary.

"Any auditor (in any other city) set up without investigative powers has failed," Crew said. At the time of review, Crew said the city will need to "be willing to shake itself out of this denial and really look at this issue in an open fashion."

"If it's not working we certainly will consider subpoena and any other ideas that people have because I, for one, am committed to this being something that is widely accepted," Hammer said.

Political Science Lecturer Ken Yeager sees Tuesday night's action by the council as having historical significance to San Jose. "People in San Jose have been trying to get some sort of outside investigative powers in the police department for at least the last 20 years that I've been following the City Council," Yeager said.

Yeager saw the decision as opening up an area that for years has been shrouded in secrecy.

"It's a big step and something we can all be very proud of," Yeager said.

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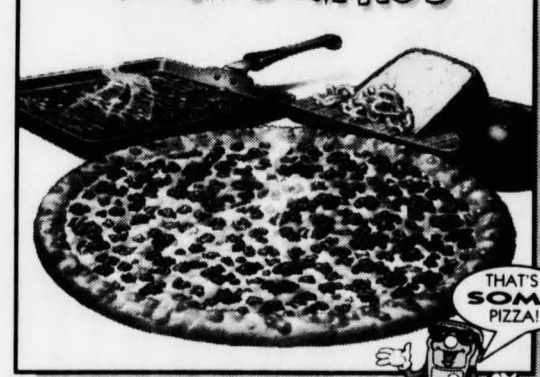
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SPARTAN DAILY, (USPS # 509-480) is published daily every school day for (full academic year) \$25 (each semester). \$15 off-campus price per copy, 15 cents, by San Jose State University, One Washington Square, San Jose, CA, 95128-0149. Mail subscriptions accepted on a remainder of semester basis. Second-class postage paid at San Jose, CA.

POSTMASTER: Send address changes to Spartan Daily, San Jose State University, One Washington Square, San Jose, CA, 95128-0149.

Judge sues over the people upstairs

OAKLAND (AP) — From the first toilet flush in the morning to the last piano chord at night, day after day, Judge Jack Gifford and his wife kept their version of a sound track of the people upstairs.

"9:33, slamming shower door," they recorded in handwritten logs that formed the basis of a \$1.1 million lawsuit against the directors of their luxury co-op.

Tuesday, the Giffords got news that was music to their ears, a jury award of about \$205,000.

"They're looking for some peace and quiet. It's something they haven't had for over three years," their attorney, Martin Nakahara, said Wednesday.

The verdict followed six weeks of sounding off in an Alameda County courtroom.

The neighbors in question, Harold and Marie Hyman, claimed they didn't make things go bump in the night — or day. They maintained they limited piano playing to 15 minutes daily, installed rubber bumpers on closet doors and insulated the floor.

The Giffords did not sue the Hymans. They targeted Lake

Royal Apartments and its board of directors, claiming they didn't enforce lease provisions promising a quiet life. The apartments then made a claim against the Hymans, and they probably will have to pay about one-third of the verdict, said their attorney, Colleen Hoy.

Gifford, a municipal court presiding judge, and his wife filed suit in November 1990, two years after the Hymans moved.

Key to the complaint was the Hymans' installation of hardwood floors, which the board approved over Gifford's objections, according to the suit. The Giffords claimed that amplified the sounds.

The Hymans claimed the flooring they installed actually was better insulated than the previous set-up.

Jurors were presented with a tape-recording the Giffords made, along with copious notes.

"They took such tedious notes of every little thing," said Hoy, who did not know if her clients would appeal. "I thought the diary itself would make the jury see that this is overly exaggerated."

Come Celebrate National Women's History Month

The Women's Resource Center at SJSU would like to invite you to a celebration of women taking place in the Student Union at SJSU.

Crafts faire and art exhibit begin March 8th at 10:00 am and end March 11th at 5:00pm.

Events start on the evening of the 8th and the end on the 10th. Don't miss this exciting celebration!

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Spartans crush Valparaiso 19-1

BY HECTOR FLORES
Spartan Daily Staff Writer

The Spartan baseball team bombed Valparaiso University, of Indiana, with a barrage of hits in a 19-1 victory at Municipal Stadium on Wednesday.

SJSU woke up offensively with 19 hits after being shut out 1-0 at Santa Clara on Tuesday.

"We vented our anger and hostility from yesterday towards them (Valparaiso)," Spartan Head Coach Sam Piraro said. "We were disappointed about our offense coming in."

The Spartans (7-4) wasted no time as they took an early three-run lead over the Crusaders in the first inning. Second baseman Mike Carrigg led off the inning with a double to right field.

Right fielder Tim Gavello followed with an RBI single and later scored when first baseman Eric Pitt slapped an RBI double to center.

Designated hitter Gerad Cawhorn then drove in Pitt with a single to center.

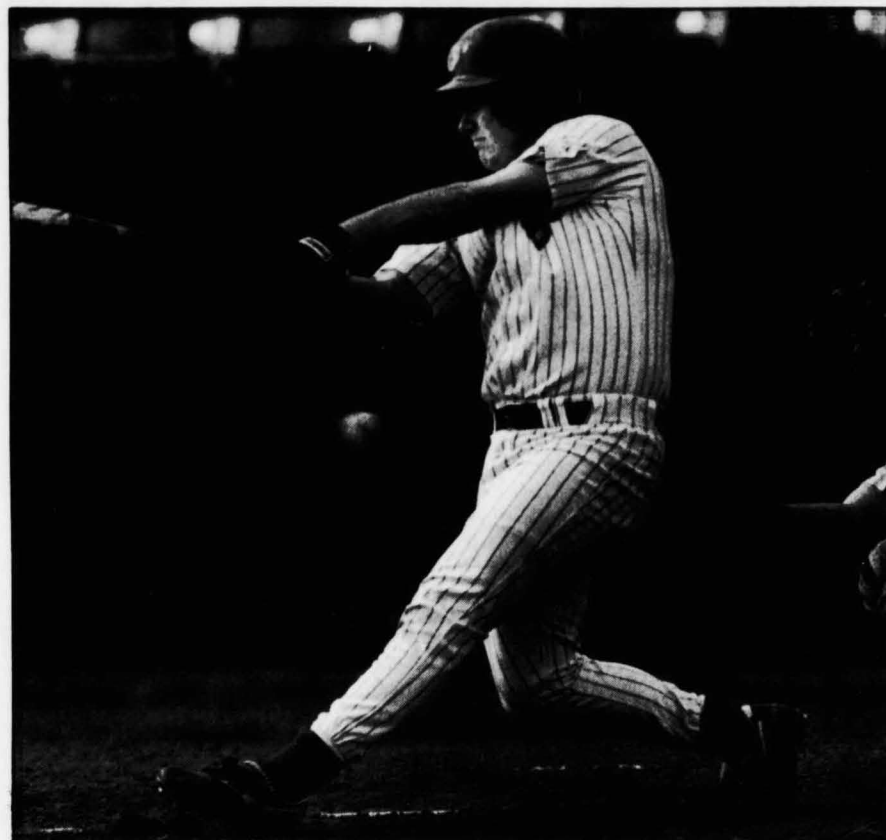
"We had the upper hand right from the get-go," Piraro said.

The Crusaders were unable to keep the pace as Spartan pitcher Joey Chavez raised his record to 3-1, allowing no runs, on two hits, with eight strike outs in five innings.

The Spartans added three more runs in the second inning as Pitt knocked a two-RBI single to center, while left fielder Angelo Leber drove in Carrigg.

It didn't get any easier for Crusader pitcher Tom Haddon in the third inning as Valparaiso did their best impersonation of "The Bad News Bears."

The Spartan offense erupted, sending 16 batters to the plate. Leber sent a three-run shot over



MATT WALLIS—SPARTAN DAILY

Third baseman Gene Bower misses the ball, one of the few times the Spartans didn't connect yesterday.

the center field wall, while Cawhorn followed with a two-run homer of his own.

Nine hits, 12 runs and two errors later, the Spartans led 18-0. SJSU went on to add one run in the bottom of the sixth inning after the Crusaders scored their only run of the game at the top of the inning.

"Sometimes it just snowballs," Piraro said. "The way we came out swinging just put them on their heels, and then the wheels

just came off."

SJSU cruised the rest of the way, making multiple changes in the line-up and working pitchers Jeff Garrett, Tim Salado, Mark Podesta, and Chris Townsend.

Piraro got everyone, short of the waterboy playing time in a game that lost its drama after the second inning.

"It's great to have a game like this," Piraro said. "You can sit back and relax a little bit and get everybody in the game."

The last time SJSU defeated another team by such a large margin was a 14-0 victory last May over the USF Dons, marking Piraro's 200th victory as a coach.

The Spartans were led by Pitt, who went 3 for 5 with a double and three RBI, while Cawhorn and Leber knocked in their second home runs of the season.

SJSU will get a break today before facing Southern Utah in a four-game series beginning Friday, with a double-header on Saturday and ending on Sunday.

Giants sign Clayton, Lewis



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SCOTTSDALE, Ariz. (AP) — Shortstop Royce Clayton, who batted .224 in 98 games last season, was among four San Francisco Giants to sign one-year contracts Wednesday.

Clayton, 23, will make \$155,000, an increase from the major league minimum of \$109,000, and will earn an additional \$25,000 if he makes the All-Star team.

Center fielder Darren Lewis, left-hander Bryan Hickerson and rookie outfielder Ted Wood also signed ahead of the deadline imposed by general manager Bob Quinn.

Lewis, who is being counted on to platoon with Dave Martinez in center field, received an increase to \$172,500. Hickerson, who was 5-3 with a 3.09 earned-

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Evans: Students may benefit

From page 1

depends on the state for 23 percent of its total budget, Munitz said.

When you're only depending on your parents for 23 percent of your income, you're more independent," Evans said.

For the UC system, budget cuts only affect a small proportion of the total budget.

Indeed, it's these cuts that are making CSU administrators across the state redefine the role of the institution as it relates to the surrounding community, and come up with creative options for students to pay for education.

One way students could reduce their educational debt would be through some sort of volunteer service.

"It offers high school students the opportunity to put credits away, worth money, toward higher education," Evans said.

While the federal government has yet to determine how the money or programs will be applied, Evans said "the CSU is very, very anxious to take part."

"We're interested because it hits the type of students that we have here in this large metropolitan area," Evans said.

Evans sees the program as having enormous opportunities for SJSU students, being located in a large metropolitan area where they could benefit from the diversity of opportunities surrounding the campus.

"We've got 2,000 students living on this campus, which is the second largest residential population in the CSU," Evans said.

By working outside in the community, students enhance community programs, Evans said. "When this is translated into monetary support for a student going to college, that's wonderful."



Dan Buerger, left, SJSU President J. Handel Evans' executive assistant, hands Evans some papers to look at before Tuesday afternoon's press conference in Tower Hall.



KAREN C. HANNER — SPARTAN DAILY

Cliff Van Amen tries to explain to Nina Schielderup what he wants to buy from other countries. For Tuesday's game Van Amen is supposed to be African and must pretend to be illiterate, so he isn't allowed to speak or write.

Club hosts global role-playing

BY TRACY BLAKELY
Spartan Daily Staff Writer

SJSU students were treated to an afternoon of global education during the World Game hosted by AIESEC.

The club takes its name from the French acronym for International Association of Business and Economics Students.

Approximately 60 people showed up to play and learn about other countries through the use of a 35-by-70-foot map and information provided by the World Game Organization.

Participants were given briefing sheets about the region they represented, including statistics about population, resources, food and energy.

It was up to them to set an agenda for their people and carry it through.

Throughout the four hour event some students became confused about how to carry out their duties.

"I hated it; it was totally disorganized, the instructions weren't clear, and there were only two people in my group," said Janette Deverling, a

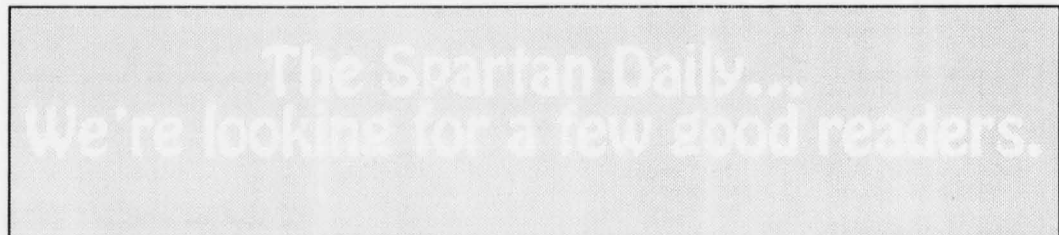
behavioral science major. "There was just too much."

Alameda County Commissioner Don Nelson enjoyed what the game had to offer.

"It helped me to understand some of the (world's) problems," he said.

Mixed reactions aside, World Game Organization facilitator Jill Nagle thought the game went relatively well.

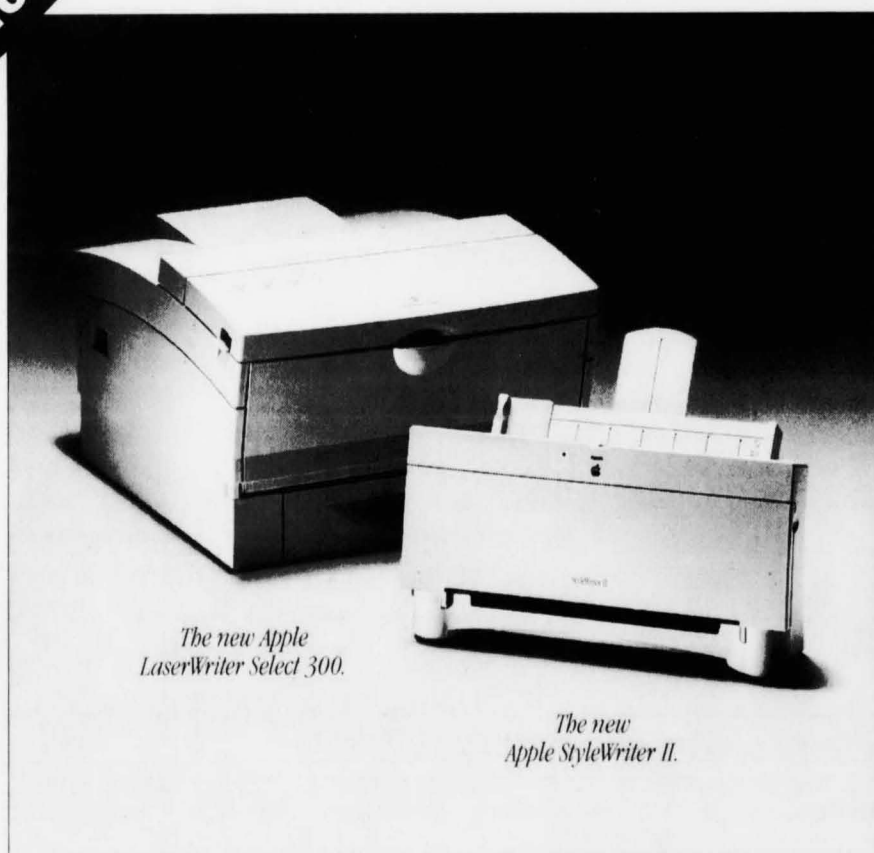
"I always like to see more people, but everyone was cooperative," she said.



New
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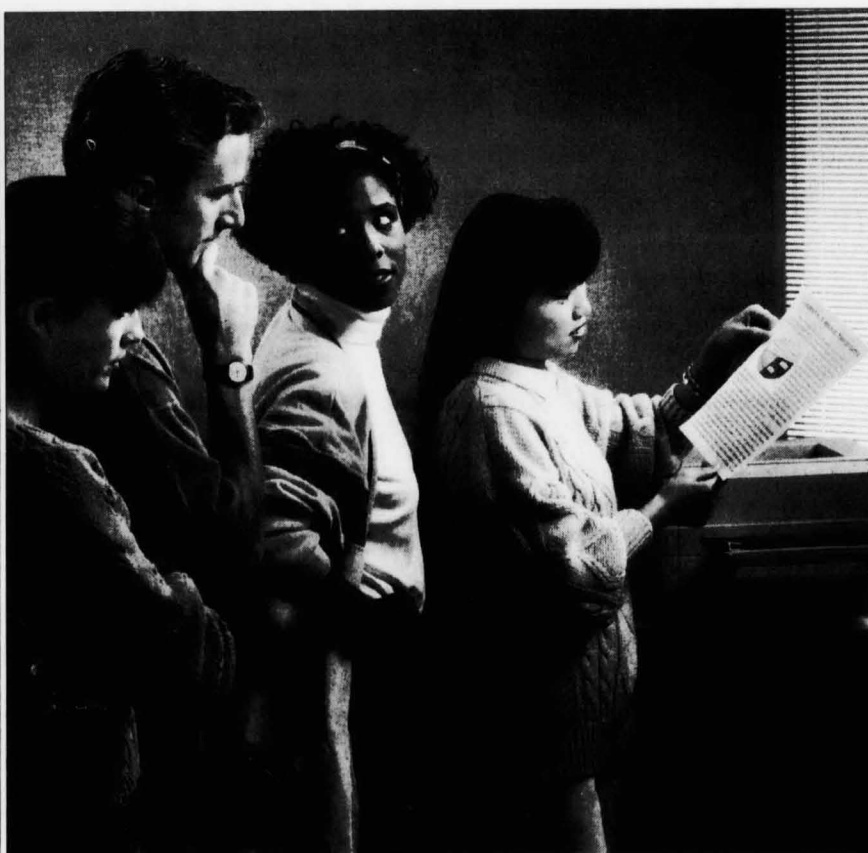


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March 4, 1993

etc.

The SPARTAN Daily ENTERTAINMENT Weekly

TURTURRO'S CROSSING
PG. 3

SHOPPING FOR
THE GROOVE
PG. 8

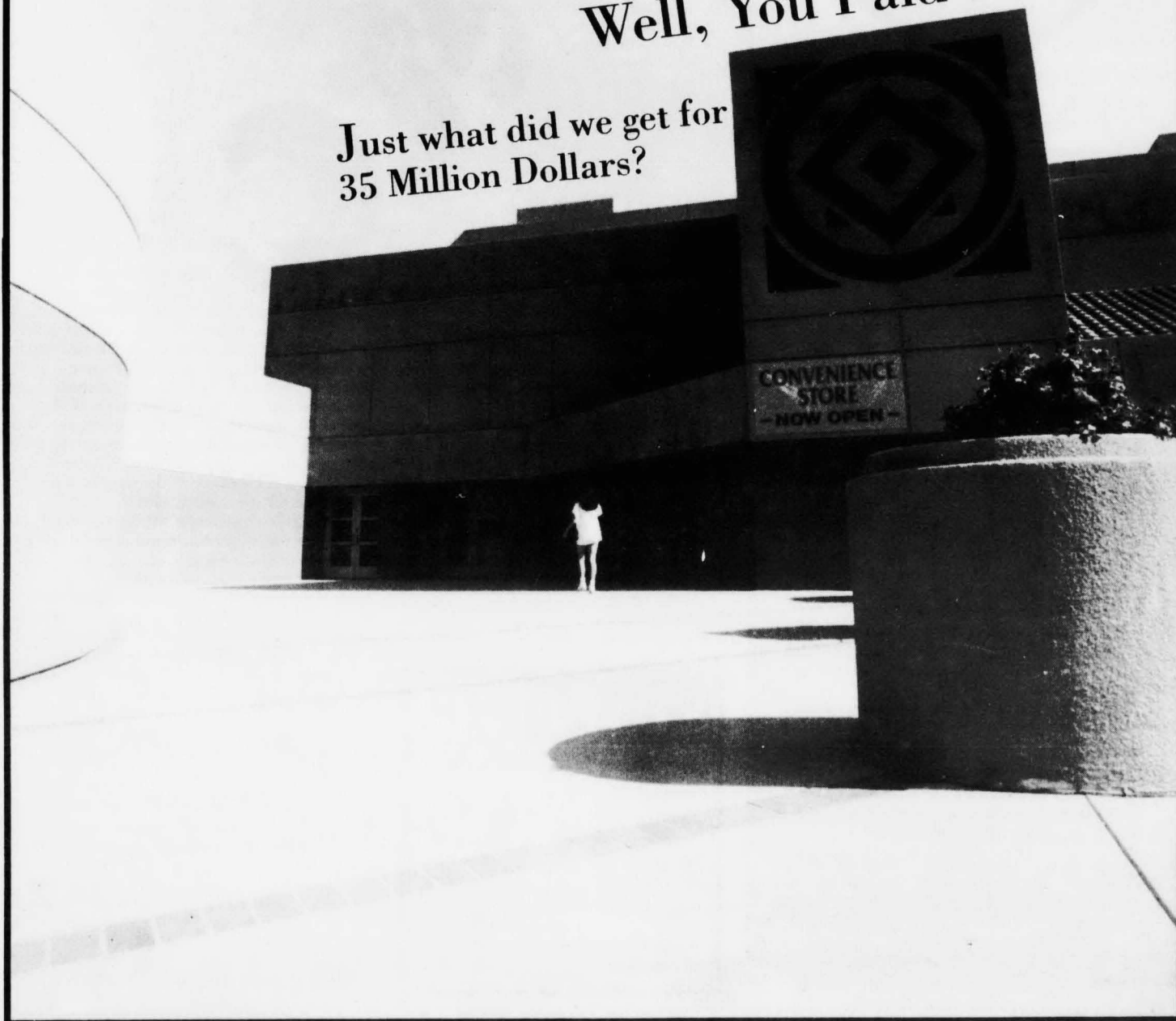


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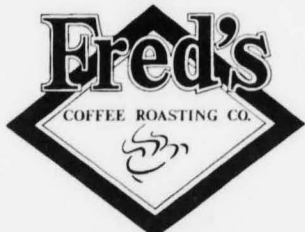
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On the other hand...

So you've shaded in that sexually rejuvenating two-hour time slot Saturday night in your weekly reminder book, right?

Don't give me that confused Bambi look. You know what two hours we're discussing here — the two hours you set aside for some self-indulging, self-entertaining and oh so satisfying auto-erotica la femme.

It's a deprived world where the majority of women surveyed deny any self indulgence in masturbation. For these women either secrecy is part of the foreplay or they still subconsciously fear going blind. A computer terminal screen could do worse.

Let's face it, having graduated from pillows and stuffed animals to motor-driven, heat-seeking trajectories that come in every size and color, a woman's options for auto-eroticism as a consenting adult are endless.

It's the information age, so why not set aside a couple of hours to gain some data on yourself?

Auto-erotica is fast becoming vogue — as indicated by an article on the solo hay-rolling past time run in this month's issue of *Time*.

Women being discrete is no longer required and it's no excuse for sexual ignorance. The "good girls don't" of the seventies has evolved into the "smart girls do" of the nineties.

Women who once denied any hand in the matter, are switching to the other hand. Women who once hid in bubble baths, now find the risk of auto-erotica exposé quite enticing.

Automobiles, elevators and confessionals — no place is too sacred.

If Oprah asked Madonna why she grabs HER crotch, maybe we'd get a straight answer — cause it feels good.

If shrouding the activity is part of the foreplay, don't let us spoil it. Just stop the denial.

Think about the benefits of some occasional self-indulgence. To know thyself is to love thyself, but to love thyself is to truly know thyself.

A lack of knowing what pleases you is like a set of lost car keys.

If you don't know where they are, how's anyone else supposed to know?

Any accomplished auto-erotic la femme can tell you something about "G" spots.

Maybe you lack a partner.

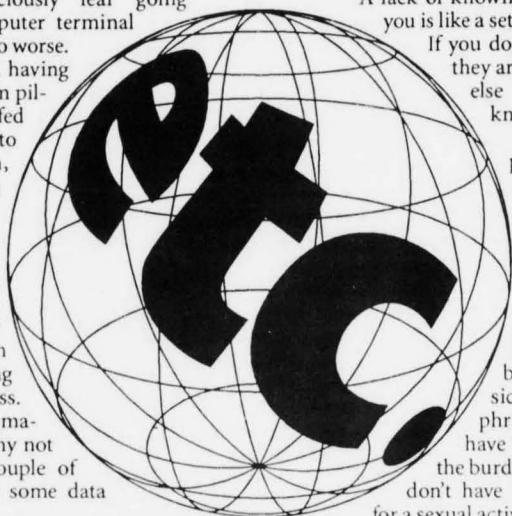
In this case it becomes a classic example of the phrase "those who have the wants carry the burden." At least you don't have to ask yourself for a sexual activity retrospect.

Make the best of the situation. No worrying or hurrying — it begins when you want and doesn't end until you've finished.

If you discover the only reason you still drive only automatics is simply because you don't know how to shift for yourself, get over it.

At the very least, don't deny yourself a one-time sample. Next time that Snickers doesn't quite satisfy, try blocking a couple of hours out of your calendar, and burn rather than earn a few calories.

Laura Kleinman



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Sculpting Turturro

Former Fink's directing debut lends life to art

With his chin propped up on his palm, he ponders. John Turturro's visage is unique. The crooked smile and the hair that challenges any comb have become the signature of a man committed to the aesthetics of everyday life.

"Life is more interesting than art," Turturro says. "That is where art comes from."

There was a time when a man was judged by what he created. The craftsman was held in high regard. *Mac*, the new film directed by and starring Turturro, chronicles a man's struggle to make something of the little he has.

Mac inherited the "Old World" values of his father, an Italian carpenter. While working for an unethical contractor, Mac becomes enraged, tearing down a section of framing and replacing it with the quality work inspired by his dead father. The outburst costs Mac his job.

Seizing the opportunity, Mac sets out to start his own construction company. Alice, a woman Mac sets out to seduce, albeit with more stubbornness than romance, offers her life savings to help him grasp his dream. With the help of his brothers and other craftsmen fired by the crooked contractor, Mac purchases land and begins his dream.

Unfortunately, the land is edged by an odoriferous dairy farm and mental institution. Mac's troupe begins construction. Day after day, week after week, despite pitfalls, Mac perseveres.

"People came to this country and struggled to do something with their lives, to achieve some sort of meaning," Turturro says in a pleading tone. "Mac is about people who gave part of themselves away and left something that would outlive them."

"I think *Mac* is a quintessential classic. It's an American story told from an experience I know something about."

The script is loosely based on Turturro's father, an immigrant craftsman. "There is a lot of my dad in the film, but you can't encapsulate a person's life," the Yale School of



MATT WALLIS — *etc.*

John Turturro's directorial debut, *Mac*, opens Friday, March 5 at The Towne Theater, 1433 The Alameda; 408/289-1433.

Drama graduate says. "You're sculpting, taking elements of life and sculpting it, highlighting it, compressing it."

Turturro stars in *Mac*, also his first experience in directing. The project spanned roughly ten years with the screenplay finished in 1987, Turturro explains.

"I took off four months after I did *Five Corners* to try and finally put the script together. It was just a mammoth job. The script was so long even after I cut it down," Turturro says.

Turturro couldn't decide whether he enjoys directing over acting. "Directing is sort of an extension of the way I like to work, anyway," he says.

From fringe characters to leading men, Turturro draws on life experiences in creating a three-dimensional character. As Paulie in Spike Lee's *Jungle Fever*, "I was able to draw on things from my own life when I was twelve or thirteen," Turturro says.

"I did *Mac* because I had something I wanted to express," Turturro says. "I put people into a world they only see from across the street."

After working with Lee and Joel and Ethan Coen (*Millers Crossing*, *Barton Fink*), Turturro had significant experience to draw on to aid him in his directing debut.

"Every camera angle and shot has been done," Turturro says. "I started with what the scene meant to me, emotionally. It is very much my own point of view."

In the opening credits of *Mac*, shovels churn up the earth, bricks fall with a splash into the mud and wheelbarrows traverse makeshift wooden paths through a rain-soaked construction sight.

"When I shoot, I start with an activity and reveal from that. It was a principle I used," Turturro said. "I began to film that way instinctively."

Turturro has no specific plans for directing in the near future. He searches for the words in the upper corners of his eyes. The answer comes slowly in the form of a card someone had given him: Do not go where the path may lead; go instead where there is no path and leave a trail.

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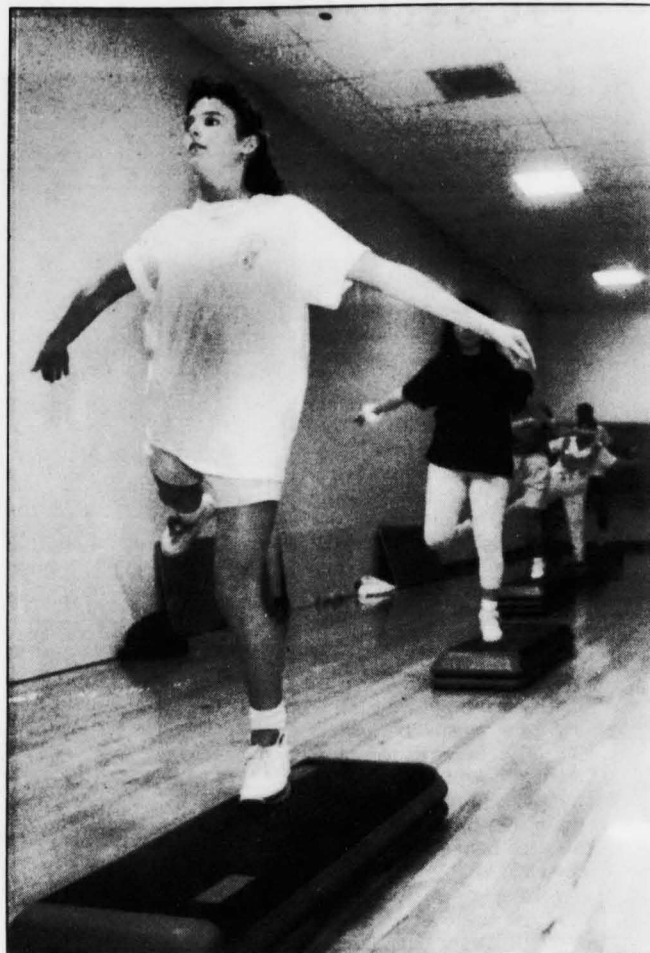
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Tom Rice, at left, slams the volleyball over to Santa Cruz' side of the court in the Mini Gym inside the Event Center. The Spartans men's volleyball club lost 3-1.



From left, Christy Weatherford follows the routine the instructor has for many classes the Sport Club offers to its members.



From left, Joanne Nguyen and Bertha Stanfill look at the bulletin board for upcoming events at the Sport Club in the Event Center.

Genesis of a c

The Student Union Event Center was originally planned, in the words of its designers, as a \$10 million dream facility. But that dream quickly faded as construction became mired in a series of structural blunders, cost overruns, delays and fee increases that called into question the feasibility of it ever being built.

Students, faculty and staff have now had access to that dream facility for almost four years, but what exactly did SJSU get for its \$35 million?

According to Event Center Sports Club Recreation Manager Cathy Busalacchi, SJSU alumni began paying fees as far back as 1984 to help fund the Event Center and have the opportunity to use the facilities for free. To date, about 6,000 alumni applications for free memberships have been filed, she said.

"People have come back and have taken advantage of it," Busalacchi said.

Fourteen months after the opening of the facility, a lawsuit was filed against four of the companies involved in the construction of the Event Center charging negligence and breach of contract. Two-and-a-half years and more than \$400,000 later, the case is still in arbitration, according to SU Executive Director Ron Barrett.

Barrett said the original cost projection for the Event Center was \$21 million, but the total project ran about \$35 million.

To pay for the construction, the first bond purchased was for \$19 million, but student fees were raised to buy the bond for the second loan to cover \$6.5 million in cost overruns, Barrett said. The additional \$9.5 million came from money in reserves, he said.

The companies named in the suit are the architectural firm that drafted the Event Center plans, H. Goodhue, Haisley and Barker; the structural engineering firm of T.Y. Lin International; mechanical and electrical engineering firm of Syska and Hennessy; and Jerit Boys, an Illinois-based company in charge of the sound and lighting systems.

Maximum capacity for the Event Center is 6,000 for full seating, 6,500 for festival seating (no chairs on the floor) and 4,600 for basketball games.

In addition to providing space for concerts and jai-faires, the facility houses a full Sport Club, including racquetball courts, a fitness room, an aerobics room and a mini-gym.

According to Busalacchi, student usage of the Sport Club averages 1,500 patrons per day during the week.



set up for the Step Aerobics class. Step Aerobics is one of

ream

with 75 to 80 percent using it for fitness. Since the center's opening in May 1989, usage has slowly increased, with a record usage average of 2,000 patrons per day last year, Busalacchi said. She said usage slowed during the fall 1992 semester but has picked up this semester.

Busalacchi attributes the slowing in usage to problems, such as the budget.

"Students are going to classes and keeping classes," Busalacchi said. "There's a combination of stuff going on."

The Sport Club employs one full-time staff member and 27 students, all of whom have a background in fitness and health, Busalacchi said.

Busalacchi said after initial training, the staff is given three to four workshops each semester, with topics ranging from safety and liability to working with disabled students.

During the summer, the Sport Club's operating hours are reduced but only during the evening. "To meet the needs of faculty, staff and students on campus," Busalacchi said, "we kept early morning hours."

Debra Myers



Soraya Fata, a senior majoring in Interior Design, works out on the Dip machine in the weight room in the Event Center.



The Event Center Arena is the place to go if you want to enjoy anything from a concert to a basketball game. It's total capacity is 6,500, so bring a friend.

**Photos
by
Monty Cosme**

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PRIMAL ECHOES

SJSU artist explores organic simplicity in sculpture

German-born artist Irmgard Sundermeyer's sculptures stress a return to the simplicity of the organic form through the integration of various natural materials, including stone, iron, wood, clay and (at left) horsehair.

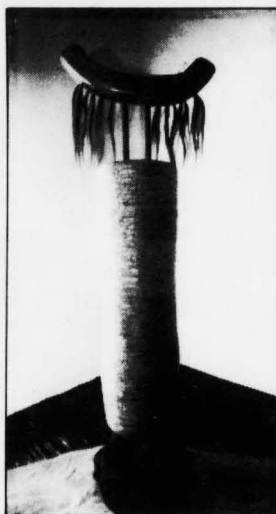
Sundermeyer, a student in the SJSU master's of fine arts program, is presenting an exhibition of her work in gallery two of the Art Building.

After coming to the United States following World War II, Sundermeyer attended the University of Hartford, Connecticut where she received her bachelor's of fine arts.

Sundermeyer approaches her art from the standpoint of "an attempt to reach the simplistic form."

Her sculptures would seem to confirm this notion, reducing, as they do, the complexity of the natural form to, as Jung put it, *primal archetypes*, which reverberate through the viewer.

The quest for the simple, however, turned out to be



MONTY COSME — etc.

more complex as Sundermeyer's gathering of materials led her finally to a rendering company, where she acquired the horsehair used in the above piece.

The exhibit continues through Friday, March 5.

Fred Limpert

Sound Advice

Banished to the ranks of the tragically hip in the States, **John Zorn** retreated to Japan a few years back where the reaction to his special brand of splatter death-jazz has been more positive. Now he's back, with his own label, Avant, and the full

If Tom Waits sold out to the commercial rock establishment, and if Casio-inspired samba suddenly became the vogue, **Leonard Cohen's** *The Future* would become the mass mediated trend of the



original line-up (Frith, Frisell, Horvitz, et al) of his seminal sextet *Naked City*. The new release, *Grand*

Guignol, includes Debussy, Ives and Messiaen interpretations as only Zorn can provide, along with the 1991, ultra-rare Ep, *Torture*

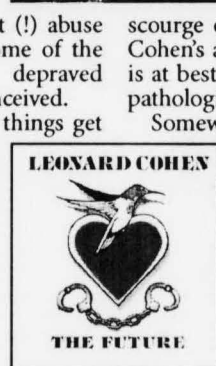
Garden; a 34-cut (!) abuse fest featuring some of the sickest, most depraved jazzbites ever conceived.

It's great how things get better with age. And so is the case with *Mr. Machinery Operator*, the new **FIREHOSE** collection of postpunk low-fi noise. Mike Watt and the boys are better than ever on the J. Mascis produced *sure-fire* *Operator*. The intensity is still encased in the heart of the band, like the growl of a '57 Chevy. Especially hip are "Formal Introduction" and "Poweful Han-kerin," two tracks incidently Watt co-wrote with artist Raymond Pettibon.

But since none of these things has happened, and because technology has replaced the cheesy synth-

pop of old, Cohen isn't fooling anyone but himself. If the future of music is in Cohen's vision, we're seriously doomed. Nostalgia is the scourge of modernity, and Cohen's appropriation of it is at best pathetic, at worst pathological.

Somewhere between the fuzzbox bass of Chris P. and the decadent screams of vocalist L.F. Rankin is chronicled the anatomy of a sell-out. Rising out of the sonically fruitfull Camden area of London, **Silverfish** is little more than an uninspired, sophomoric rant trying to be passed off as innovation. *Organ Fan*, their major-label debut, drones on with the intensity of a vacuum cleaner, soporifically exclaiming the subtle uselessness of even trying.



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RANDOM PRATTLE

➔ As every good Irishman knows, you can't get a good pint of Guinness outside of Dublin. But what he may not know is, thanks to the San Francisco Irish Arts Foundation, a good Irish jig is a little easier to find. And there'll be jigs-a-plenty at Fort Mason this weekend during the second annual Celtic Music and Arts Festival, which features everything from straight-up Irish rock to la Black 47, to traditional folk strummers **The Mahones**; 16 acts in all over the two-day festival. The event will be engineered by U2/ **Waterboys** sound man John Dunford, and will be played out against the backdrop of the finest food and wares the Emerald Isle has to offer. *Celtic Music and Arts Festival, Fort Mason, San Francisco; March 6th and 7th; 12 noon to 11 p.m.; for ticket and event information call 415/392-4400.*

➔ And then there's **Jerry Brown's** political traveling circus which will pitch its soiled tent in the Student Union Guadalupe Room today. If **Bill Clinton** live and in concert last semester wasn't enough for you, or maybe if you couldn't get tickets, this promises to be at least as amusing. The ex-governor will speak on what his ideas for political reform are and, presumably, why we should care. *Guadalupe Room, Student Union, SJSU; 11 a.m. to 12 p.m.; free; 408/924-6261.*

Campus Currents

A SOMEWHAT LESS THAN COMPREHENSIVE GUIDE TO SAN JOSE EVENTS

FRI 5 DAY

SANTA CLARA ANGST FEST

While Florida remains the major stronghold of the death metal set, a strong case is being made by California's **Fear Factory**, who's debut *Soul of a New Machine* has taken the erst-tired genre to an interesting new level. Spurred by like-minded grinders **Brutal Truth** and **Godflesh**, **Fear Factory**, who open for **New York's Sick of It All** at **One Step Beyond**, slow things down a bit without compromising the integrity of utter brutality. Add their penchant for the Gregorian vocal form and a couple **Full Metal Jacket** samples, and we're talking serious post-industrial bliss. *One Step Beyond, 1400 Martin Ave., Santa Clara; 8 p.m.; tickets \$8; 408/982-0555.*

EINE KLEINE SONDHEIM Stephen Sondheim's adaptation of Ingmar Bergman's "Smiles of a Summer Night" debuts Friday at Foothill College in Los Altos Hills. "A Little Night Music" reunites director Jay Manley with musical director Philip R. Garay for the latest in a long line of Sondheim productions, which have included "Sunday in the Park with George," and "Sweeney Todd." The musical is an introspective look at three families' summertime in Sweden. *Foothill College Studio Theatre, 12345 El Monte Rd., Los Altos Hills; opens March 5, 8 p.m.; tickets \$8.50/9.50; 415/948-4444.*

MARTIAL ARTS EXHIBITION The SJSU Center for International Sports and Human Performance, in cooperation with the Chinese American Culture Center will offer a free look into the high-profile world of tsais, nunchaku and various and sundry modes of body damage

Friday in the SJSU Spartan Complex. Recognized leaders in Jujitsu, Aikido and Tae Kwon Do will be on hand to present and explain the ultimate in mortal combat. *SPX, SJSU; Fri. 1:30-4:30 p.m.; free; 408/924-3010.*

SATUR 6 DAY

A MAN, HIS DOG AND URBAN BLIGHT

San Jose's Nouveau Performance Troupe has concocted Joyce's answer to multimedia in *Flossie and Oswald's Journey to Hell*; a stream-of-plotline dance, music and video presentation set against the backdrop of the (post)modern urban condition. Devised as a series of free-flowing dance peices tied together in the characters of *Flossie* (a dog) and *Oswald* (his master), the work integrates moving sets, interactive performance and gymnastics with themes of environmental havoc and industrial decay. *Nouveau Performance Troupe, 855 S. Fifth St.; Fri. and Sat. at 8 p.m.; tickets \$8 general, \$6 students; 408/275-0615.*

SPECIAL OLYMPIANS HOOP IT UP

Santa Clara County Special Olympics athletes will be hitting the hoops at the annual basketball tournament Saturday at Santa Clara University. SCU students will donate their time, energy, enthusiasm and creative talent in sponsoring this event. The tournament, an SCU tradition since 1977, will kick off with opening ceremonies at 8 a.m. *Leavy Activity Center, Santa Clara University; Bollomy off the Alameda opening ceremonies 8 a.m.; 408/267-2734.*

BABY WITH THE BATHWATER

The UC Santa Cruz theater department presents Christopher Durang's "Baby With the Bathwater" Saturday and Sunday at the UCSC Performing Arts Studio. New York playwright Durang, who's sleeper showstopper hilarities include "Sister Mary Ignatius Explains it All for You" and "Beyond Therapy," has been the darling of off-broadway since the early 80's. Durang's plays explore

mankind's often absurd and futile attempts to come to grips with an almost innate dysfunctionality. *Performing Arts Studio B-100, UC Santa Cruz; Sat.-Sun. at 8 p.m.; tickets \$3; 408/459-2787.*

SUN 7 DAY

FROM RUSSIA WITH LITHO San Jose's Artbeat Gallery will hold a reception Sunday for Russian artist Aia Vladimirskaia, who's collection of oils, lithographies and etchings will be on display through March. Vladimirskaia, most well-known for her illustrations in Gabriel Garcia Marquez's Nobel Prize-winning novel "100 Years of Solitude," has shown her work all over the world and says she is interested in exploring the dynamics of the world art community. *Artbeat Gallery, 122 El Paseo De Saratoga, San Jose; reception 1-5 p.m.; 408/374-7008.*

ROYAL CROWN BRIGADE LA's premier ganster bop outfit The Royal Crown Review blow through Ajax Sunday for a night of bouffants, swing and zoot suits. The Review features Stern brothers Mark and Adam of Youth Brigade fame, and is quite a departure from the siblings' other exploits. Fusing 50's be-bop and swing (period garb included) with the more 90's tactic of self-parody, RCR remind of the beauty of pinstripes, *I Love Lucy* reruns, f-hole guitars and big, crappy American cars. *Ajax Lounge, 374 S. First St., San Jose; 9:30 p.m.; no cover; 408/298-2529.*

FINDERS A KEEPER ON TROMBONE

Of the brass family, and aside from the tuba, the trombone is perhaps the least understood, least appreciated of wind instruments. SJSU grad Matt Finders, however, has not been deterred by this unfortunate notion. Making his second appearance Sunday at Garden City, Finders has recorded with the Benny Goodman sextet and the Toshiko Akiyoshi Big Band, as well as half a dozen other jazz and big band outfits. *The Garden City, 360 South Saratoga Ave., San Jose; first set 9:05; free; 408/244-3333.*

(Sponsoring an event? Holding a colloquium? Pouring your heart and soul into something doomed to fail unless people know about it? etc. wants to hear about it!)



SHONA BAROFF — etc.

Vocalists Karina S. and Sean Lewis, and tenor sax player Joshi Marshall of Groove Shop.

Groove is in the Shop

The door to the Groove Shop is wide open, welcoming listeners inside the place with some of the freakiest grooves available. There's a sign outside the Shop warning people with weak hearts, pacemakers, timid souls, and fragile minds to enter at their own risk. The Groove Shop experience is overwhelmingly powerful and profoundly spontaneous.

It's not exactly funk, hip-hop or jazz, but rather fragments of each of these genres and more. It's like the best parts of each style tossed together into a magical groove blender. The Groove Shop isn't a place of this earth. It's a collection of earthly music taken higher, into the stratosphere. There's traces of Bootsy, Coltrane, Pharoah, Parliament, Hancock, Sly and the Family Stone, but Groove Shop manages to hold on to something unlike anything else.

"The one thing that appealed to me when I first started playing with this band was the musicianship," says tenor sax player Joshi Marshall. "With all the musicians it was not necessarily a particular sound we were trying to go for, but a corroboration of all the different influences."

"I think it's time that we made a new category for ourselves," Marshall says. "The music definitely speaks for itself."

This septet seems to honor

music, holding it in the highest regard. There's a definite sense of honesty in the music, and although each person in the band is more than proficient, technique never gets in the way.

"What I like about this group is that we can go up on stage and play completely free and write all new songs on the spot," Marshall says.

Marshall, 21, has the chops and finesse of a seasoned player twice his age. With the spiritual phrasings of a Coltrane, notes flow from his horn with heartfelt intensity.

Whether it be the freestyle grooves or the more sculptured tunes, both Marshall and trumpeter Gavin DiStasi provide some accomplished structure.

Drummer Matt VanderEnde and bassist Dave Lawer are the meat of the band, providing the solid foundation from which flows a free play of musical signifiers.

Vocalist Karina S. charismatically undulates, jerking to the pulsating beats. Her relatively small, uninhibited body encases a serious set of pipes that pour forth lucid sounds.

Lead rapmaster Sean Lewis belts out the hardcore rhymes with echoes of Chuck D., Hiphopriety's Michael Franti and Humpty of Digital Underground.

Lewis accents the ethereal spiraling of Marshall's sax

with his hands, reaching to the sky with jiving incantations, washing his hands in a shower of soul.

Guitarist Juda Gold flourishes the grooves with his soulful Eddie Hazel-meets-Adrian Belew riffing. Mixing blazing improv with more structured playing, Gold handles both with equal flair.

DiStasi, who spent many years playing classical music and jazz, prolifically jumps from extreme to extreme, never getting too attached to one form of expression.

"I definitely believe the music is not just constructing these musical pieces in order to get over for the crowd," Marshall says, "but I think you have seven individuals on stage playing from their heart and no bullshit."

"I get much more from a show with this band than I ever have with other bands because of the fact we don't care if the audience doesn't like it," Karina says. "It's more fun when the audience digs it, but if they don't, we're still happy if we created something new."

They've only been together since November, but they have a matured sound that hits with the force of a revelation. Fresh, inspired, free grooves of a band that's been together for ages.

Jon Solomon

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